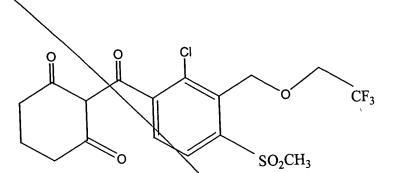
OIPE 102 2002 55

14. (amended) The herbicidal composition according to claim 6, which

comprise, as compound (A), a compound of the formula

DEC 0 4 2002 TECH CENTER 1600/2900



Bl

and, as component (B), a surfactant to mixture has the formula

 R^{δ} -(EO)_x(PO)_y- R^{δ}

wherein

 R^{δ} is $C_{12}H_{25}$ and $C_{14}H_{29}$ —O—

X is 6

Y is 4

 R^{δ} is H.

REMARKS

In response to the Requirement of an Election of Species, Applicants elect the compound of number 105 wherein B is $-C_{12}H_{25}$. Applicants respectfully traverse this requirement.

3938) in the example is a mixture of both these compounds. Further, the Examiner has not demonstrated that searching the mixture would constitute an undue burden. Thus, for the reasons, reconsideration and withdrawal of this rejection is requested.

oplicants urge that the requirement is now proper since the surfactant (Genapol^R

This amendment corrects an error to claim 14. The Examiner is thanked for bringing this to Applicants' attention.

It is believed that no fee is due. If, however, a fee is required, the Assistant Commissioner is authorized to charge Deposit Account No. 50-0320.

An early examination on the merits is earnestly solicited.

Respectfully submitted.

FROMMER LAWRENCE & HAUG LLP Attorneys for Applicant

By:

Mark W. Russell, Esq.

Reg. No. 37,514 (212) 588-0800 Tel

(212) 588-0500 Fax



APPENDIX SHOWING AMENDMENTS TO THE CLAIMS

14. (amended) The herbicidal composition according to claim 6, which comprises,

(A), a compound of the formula

O O CI

as compound (A), a compound of the formula

and, as component (B), a surfactant to mixture has the formula

$$[R^{\delta}\text{-}(EO)_y(PO)_y\text{-}R^{\delta}]$$

$$\underline{R^{\delta}\text{-}(EO)_{x}(PO)_{y}\text{-}R^{\delta}}$$

wherein

is $C_{12}H_{25}$ and $C_{14}H_{29}$ —O— R^{δ}

X is 6

is 4 Y

 $R^{\delta} \\$ is H.